

## **DECLARATION AND POWER OF ATTORNEY**

We, **ALFRED A. IVERSEN, ERIC F. CAILLÉ and DERON J. SINGER**, citizens of the United States of America, and, residing respectively at:

**2216 Huntington Pt. Rd. W.**

**Wayzata, Minnesota 55391**

**U.S.A.**

and

**5924 Wyngate Lane**

**Minnetonka, Minnesota 55345**

**U.S.A.**

and

**2137 Greenway Avenue**

**Shakopee, Minnesota 55379**

**U.S.A.**

that we verily believe that we are the original, first and sole inventors of the invention in:

### **MRI-COMPATIBLE SURGICAL INSTRUMENTS**

described and claimed in the attached specification, that we do not know and do not believe that this invention was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that this invention has not been patented or made the subject of any inventor's certificate in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months before this application; that we acknowledge a duty to disclose information to the Patent and Trademark Office that we are aware of which is material to patentability as defined in 37 C.F.R. 1.56; and that no application for patent or inventor's certificate on this invention has been filed by us or our

representatives or assigns or with our knowledge and consent in any country foreign to the United States.

We declare further that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

And we hereby appoint and request that all correspondence and telephone calls relating hereto be directed to:

Anthony G. Eggink  
Anthony G. Eggink & Associates  
Attorney at Law  
Reg. No. 29,528  
3100 First National Bank Building  
332 Minnesota Street  
St. Paul, Minnesota 55101  
(612) 298-1171

our attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Wherefore, having reviewed and understood the contents of the specification and claims, we hereby subscribe our names to the foregoing specification, claims, declaration


and power of attorney

  
ALFRED A. IVERSEN  
Applicant

Dated: 01/16/04

  
ERIC F. CAILLE  
Applicant

Dated: 01/16/04

  
DERON J. SINGER  
Applicant

Dated: 01/16/04